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JUL 13 2001 #718

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

GABERT

Atty. Ref.: 1721-21

Serial No. 09/530,363

Group: 1656

Filed: May 1, 2000

Examiner: Spiegler

For: **METHOD FOR DIAGNOSING IN VITRO PATHOLOGIES
ASSOCIATED WITH GENE ARRANGEMENTS AND
DIAGNOSIS KITS**

* * * * *

July 10, 2001

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

AMENDMENT

Responsive to the Official Action dated January 10, 2001, entry and consideration of the following amendments and remarks are requested; the period for response having been extended up to and including July 10, 2001, by submission of the requisite petition and fee, attached.

IN THE SPECIFICATION

Amend the specification as follows.

Page 3a, please delete the paragraph starting on line 19 and insert the following therefor:

--The so-called semi-specific PCR technique employed is performed in such a way as to identify the junction fragment in the breakpoint region, and the sequence being then analysed. This article does not then teach asymmetric amplification to

07/12/2001 MBERHE 00000027 09530363

01 FC:103

54.00 OP

02 FC:117

890.00 OP

541131

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Is re Patent Application of

Atty Dkt. 1721-21
C# M#

GABERT

Serial No. 09/530,363

Group Art Unit: 1656

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Title: METHOD FOR DIAGNOSING IN VITRO PATHOLOGIES ASSOCIATED WITH
GENE ARRANGEMENTS AND DIAGNOSIS KITSAssistant Commissioner for Patents
Washington, DC 20231

GAU1656

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TECH CENTER 1600/2900

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

Fees are attached as calculated below:

Total effective claims after amendment 23 minus highest number
previously paid for 20 (at least 20) = 3 x \$ 18.00 \$ 54.00

Independent claims after amendment 2 minus highest number
previously paid for 3 (at least 3) = 0 x \$ 80.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$270.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s) (\$110.00/1 month; \$390.00/2 months; \$890.00/3 months) \$ 890.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$710.00) \$ 0.00
☐ Please enter the previously unentered, filed
☐ Submission attached

Subtotal \$ 944.00

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00
☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00

Assignment Recording Fee (\$40.00) \$ 0.00

Other: Copy of April 28, 2000 Preliminary Amendment, Letter, Sequence Listing, postcard receipt; copy of
Notice to Comply of January 10, 2001 0.00

TOTAL FEE ENCLOSED \$ 944.00

The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which
should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No.
14-1140. A duplicate copy of this sheet is attached.

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BJS:eaw

NIXON & VANDERHYE P.C.
By Atty: B. J. Sadoff, Reg. No. 36,663

Signature: 